

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

DAVID L. COOKE,

Plaintiff,

v.

SHERIFF DEPUTY YATES,

Defendant.

Civ. No. 6:22-cv-01302-MK

ORDER

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MCSHANE, Judge:

Magistrate Judge Mustafa T. Kasubhai filed a Findings and Recommendation (ECF No. 56), and the matter is now before this Court. *See* 28 U.S.C. § 636(b)(1)(B), Fed. R. Civ. P. 72. Although Defendant did not file objections, I review *de novo*. *United States v. Bernhardt*, 840 F.2d 1441, 1445 (9th Cir. 1998). I find no error and conclude the report is correct. Magistrate Judge Kasubhai's Findings and Recommendation (ECF No. 56) is adopted. This case is DISMISSED for failure to prosecute. *See* Fed. R. Civ. P. Rule 41(b).

IT IS SO ORDERED.

DATED this 17th day of May, 2023.

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/s/ Michael J. McShane \_\_\_\_\_  
Michael McShane  
United States District Judge